THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO.10348 of 1999

DATED: 09-04-2007

Between:-

S. Obul Reddy and others

.. Petitioners

and

The District Collector, Nellore and others.

.. Respondents

THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO.10348 of 1999

ORDER:

This writ petition is filed seeking a mandamus directing the respondents not to displace the petitioners, who are poor and small farmers, from the peaceful possession and enjoyment of the property i.e. 2.14¾ acres of land situated in Sy.No.209/1 at Navalakula Thota, Allipuram Mandal, Nellore (Rural), without following the due process of law and further declare the purported action of the respondents in displacing the petitioners as illegal, arbitrary and violative of Articles 14 and 21 of the Constitution of India.

The only grievance of the petitioners in this writ petition is that the respondents are trying to dispossess them from their lands without following due process of law.

While issuing Rule nisi, an interim order was passed on 19.05.1999 directing the respondents not to displace the petitioners until further orders.

In view of the same, this Court is of the view that this writ petition can be disposed of with a direction to the respondents to follow due process of law before initiating any action against the petitioners such as dispossession, ejection etc.

The writ petition is accordingly disposed of. There shall be no order as to costs.

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GOPALA KRISHNA TAMADA, J

9th April, 2007
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